IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

WRIT PETITION No. 1952 of 2005.

Dr. Babasaheb Ambedkar Rahiwasi Seva
Sangh and Ors. ...Petitioners.

Versus.
State of Maharashtra & Ors.
..Respondents.

Mr. Vimal Tiwari for the petitioner.
Mr. Pradeep Jadhav, A.G.P., for respondent
No. 1 to 3.

CORAM :H.L.GOKHALE &
S.R.DONGAONKAR.JJ.
DATE :05/04/2006.

P.C.

. Heard Mr.Vimal Tiwari in support of this petition. Mr. Pradeep Jadhav appears for the respondents.

. The petition is filed by an association and 17 slum-dwellers. The case of 17 slum-dwellers is that they are having their structures on a plot of land situated at Mankhurd Panvel Highway Road, Mankhurd, Mumbai. The prayer is that the structures should not be demolished without following due process of law. On a querry made, Mr. Tiwari is not in a position to say that all those structures are at present existing. Mr. Jadhav also states that manyu of them have already been demolished. In any case, if the petitioners

need protection, they may approach to the concerned office of the Tahsildar [Encroachment] with their record. Mr. Jadhav states that the policy of the State is to protect all those structures where the names of the occupants are noticed in the electroal roll and the persons are residing there and the structures are existing as on 1st of January, 1995. The petitioners to approach the concerned Authority with the particulars thereof. The Authority may examine the record and if satisfied structures will be protected. If, structures are already demolished nothing can be done. We record the submissions of both the counsels.

. The petition stands disposed of.

H.L.GOKHALE.J.)

(S.R.DONGAONKAR.J.)